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Attorneys for Respondents  
CHEVRON CORPORATION and CHEVRON U.S.A.  
INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

*IN RE* APPLICATION OF THEOPHILUS G.  
METSAGHARUN, *et al.* FOR AN ORDER  
GRANTING LEAVE TO ISSUE  
SUBPOENAS FOR THE TAKING OF  
DISCOVERY PURSUANT TO 28 U.S.C.  
1782

**No. CV 12 80 274 MISC RS (KAW)**

**STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING HEARING  
AND SETTING BRIEFING  
SCHEDULE**

Courtroom: 4

Judge: Hon. Kandis A. Westmore

In accordance with Local Rule 7-12, the parties in the above-captioned action, through their respective counsel, stipulate as follows:

Whereas Applicants Theophilus G. Metsagharun, Jackson Omareye, Lofty Ogbe, Bawo Omadeli and Gbejule Okoturo filed an Application for Discovery Pursuant to 28 U.S.C. § 1782 on November 29, 2012 (the “Application”);

Whereas, before the case was assigned, Applicants noticed the Application for hearing on Tuesday, January 11, 2013, at 10:00 a.m.;

Whereas Applicants and Respondents Chevron Corporation and Chevron U.S.A. Inc. (together “Respondents”) agree that the hearing date and briefing schedule should be modified to

accord with the Court's Standing Orders and the parties' respective schedules, and in order to allow the parties adequate time to meet and confer;

IT IS HEREBY STIPULATED THAT:

1. The hearing for the Application shall be <sup>set for</sup> ~~continued to~~ January 17, 2013 at 11:00 a.m.;
2. Respondents' Opposition brief shall be due no later than January 4, 2013;
3. Applicants' Reply brief shall be due no later than January 10, 2013.

Pursuant to Local Rule 5-1(i)(3), I, David L. Wallach, attest that concurrence in filing this document has been obtained from the other signatory.

Dated: December 17, 2012

JONES DAY

By: /S/ David L. Wallach

David L. Wallach

Counsel for Respondents  
CHEVRON CORPORATION and  
CHEVRON U.S.A. INC.

Dated: December 17, 2012

EARTHRIGHTS INTERNATIONAL

By: /S/ Richard Herz

Richard Herz (*pro hac vice*)

Counsel for Applicants  
THEOPHILUS G. METSAGHARUN,  
ET AL.

PURSUANT TO THE FORGOING STIPULATION, IT IS SO ORDERED THAT:

The hearing and briefing schedule are modified as set forth above.

Dated: January 3, 2013

  
The Honorable Kandis A. Westmore